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23 UNITED STATES DISTRICT COURT

24 CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION

25 PRIME FOCUS CREATIVE
26 SERVICES CANADA INC.,

27 Plaintiff and
28 Counterdefendant,

v.

LEGEND3D, INC.,

Defendant and
Counterclaimant.

Case No. 2:15-CV-02340-MWF-PLA
JOINT STATUS REPORT

The Hon. Michael W. Fitzgerald

1 Pursuant to the Court's Order at Dkt. No. 142, the parties hereby provide the
2 following Joint Status Report to update the Court regarding the related *inter partes*
3 review ("IPR") proceedings.

4 On December 18, 2017, the Patent Trial and Appeal Board (the "Board")
5 issued its Final Written Decision in IPR2016-01243, finding claims 1-2, 7-14, and
6 19-20 of Defendant's U.S. Patent No. 7,907,793 not patentable, but finding that
7 claims 3-6 and 15-18 are not unpatentable over the asserted prior art. *See* IPR2016-
8 01243, Paper 54. On January 16, 2018, Plaintiff (as Petitioner in IPR2016-01243)
9 filed a request for rehearing with respect to claims 3-6 and 15-18. *See id.*, Paper 55.
10 Defendant (as Patent Owner in IPR2016-01243) filed an opposition to the request.
11 *Id.*, Paper 57. Plaintiff/Petitioner's request for rehearing is still pending. Also on
12 January 16, 2018, Plaintiff/Petitioner sought authorization to file a motion for
13 sanctions of adverse judgment against Defendant/Patent Owner. To date, the Board
14 has not authorized Plaintiff/Petitioner to file such a motion.

15 On February 26, 2018, this Court granted the parties' joint stipulation to
16 maintain the stay of litigation related to U.S. Patent No. 7,907,793 at least until the
17 Board takes action in IPR2016-01243 on Plaintiff/Petitioner's request for rehearing
18 and also Plaintiff/Petitioner's request for authorization to move for sanctions of
19 adverse judgment. *See* Dkt. No. 148. The Board has not yet taken action in
20 IPR2016-01243 on Plaintiff/Petitioner's request for rehearing nor its request for
21 authorization to move for sanctions of adverse judgment, and therefore the stay in
22 this case continues.

23 On March 19, 2018, Plaintiff filed a petition for IPR of claims 14-15, 20-23,
24 and 25-30 of Defendant's U.S. Patent No. 9,286,941. *See* IPR2018-00803.
25 Defendant's Patent Owner's Preliminary Response is still pending.

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1 Dated: April 27, 2018

2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
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4 By

/s/ Daniel Yannuzzi
5 DANIEL N. YANNUZZI
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7 *Attorneys for Defendant*
LEGEND3D, INC.
8 Dated: April 27, 2018

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